



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(MBHB Case No. 01-686)

Application of: Western, et al.)
)
Filed: November 20, 2001)
) Group Art Unit:
) Not yet Assigned
)
Serial No.: 09/989,757)
) Examiner: Not yet Assigned
Title: Detection of Nucleic Acids by Target-)
Catalyzed Produce Formation)
)
Attorney Docket No.: BEH-7270 Cont.)

Commissioner of Patents
Washington, DC 20231

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PRELIMINARY AMENDMENT

Dear Sir:

Prior to the examination of the above-referenced application, please enter the following
Amendment.

AMENDMENT

IN THE CLAIMS:

Please cancel claims 1-34.

Please add new claims 35-41.

A clean copy of all pending claims is attached as Appendix A.

35. A composition formed during the detection of a target polynucleotide analyte at a
temperature wherein a first oligonucleotide substantially reversibly hybridizes to the
polynucleotide analyte, the composition comprising a first oligonucleotide capable of reversibly

CERTIFICATE OF MAILING

I hereby certify that this document is being deposited with the United States Postal Service as First Class
Mail, in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this 21st day of
February, 2002.

[Signature]